LOCAL BANKRUPTCY FORM 3015-1

IN THE UNITED STATES BANKRUPTCY COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

IN RE:	CHAPTER 13
JEFFREY M. GARBER	CASE NO. 1:23-BK-00249-HWV
	ORIGINAL PLAN 1st AMENDED PLAN (indicate 1st, 2nd 3rd, etc.)
	0 number of Motions to Avoid Liens 0 number of Motions to Value Collateral

CHAPTER 13 PLAN

NOTICES

Debtors must check one box on each line to state whether or not the plan includes each of the following items. If an item is checked as "Not Included" or if both boxes are checked or if neither box is checked, the provision will be ineffective if set out later in the plan.

1	The Plan contains nonstandard provisions, set out in §9, which are not included in the standard Plan as approved by the US Bankruptcy Court for the Middle District of Pennsylvania.		⊠ Not Included
2	The Plan contains a limit on the amount of a secured claim, set out in §2.E, which may result in a partial payment or no payment at all to the secured creditor.		⊠ Not Included
3	The Plan avoids a judicial lien or nonpossessory, nonpurchase-money security interest, set out in §2.G.	□ Included	

YOUR RIGHTS WILL BE AFFECTED

READ THIS PLAN CAREFULLY. If you oppose any provision of this Plan, you must file a timely written objection. This Plan may be confirmed and become binding on you without further notice or hearing unless a written objection is filed before the deadline stated on the Notice issued in connection with the filing of the Plan.

1. PLAN FUNDING AND LENGTH OF PLAN

A. Plan Payments from Future Income

1. To date, the Debtor paid \$8,000.00 (\$0 if no payments have been made to the Trustee to date). Debtor shall pay to the Trustee for the remaining term of the Plan the following payments. If applicable, in addition to monthly Plan payments, Debtor shall make conduit payments through the Trustee as set forth below. The total base Plan is \$60,000.00 plus other payments and property stated in \$1B below:

Start mm/yyyy	End mm/yyyy	Plan Payment	Estimated Conduit Payment	Total Monthly Payment	Total Payment Over Plan Tier
11/2023	02/2028	\$1,000.00	\$0.00	\$1,000.00	\$52,000.00
				Total Payments:	\$60,000.00

- 2. If the Plan provides for conduit mortgage payments, and the mortgagee notifies the Trustee that a different payment is due, the Trustee shall notify the Debtor and any attorney for the Debtor, in writing, to adjust the conduit payment and the Plan funding. Debtor must pay all post-petition mortgage payments that have come due before the initiation of conduit mortgage payments.
- 3. Debtor shall ensure that any wage attachments are adjusted when necessary to conform to the terms of the Plan.

4. CHECK ONE:

 \square Debtor is at or under median income. *If this line is checked, the rest of §1.A.4 need not be completed or reproduced.*

☑ Debtor is over median income. Debtor estimates that a minimum of \$0.00 must be paid to allowed unsecured creditors in order to comply with the Means Test.

B. Additional Plan Funding from Liquidation of Assets/Other

1. The Debtor estimates that the liquidation value of this estate is \$438,726.00. (Liquidation value is calculated as the value of all non-exempt assets after the deduction of valid liens and encumbrances is before the deduction of Trustee fees and priority claims.)

CHECK ONE:

☐ No assets will be liquidated. *If this line is checked, skip §1.B.2 and complete §1.B.3, if applicable.* ☐ Certain assets will be liquidated as follows:

- 2. In addition to the above specified Plan payments, Debtor shall dedicate to the Plan proceeds in the estimated amount of \$255,000.00 from the sale of property known and designated as 590-594 Wilson Avenue, Hanover, York, County, Pennsylvania; 400-404 Moul Avenue, Hanover York, County, Pennsylvania; and 875 East Walnut Street, Hanover, York County, Pennsylvania. All sales shall be completed by February 6, 2024. If the property does not sell by the date specified, then the disposition of the property shall be as follows: surrender to the secured creditors.
- 3. Other payments from any source(s) (describe specifically) shall be paid to the Trustee as follows:

2. SECURED CLAIMS

A. Pre-Confirmation Distributions Check One

 \boxtimes None. If "None" is checked, the rest of §2.A need not be completed or reproduced. \square Adequate protection and conduit payments in the following amounts will be paid by the Debtor to the Trustee. The Trustee will disburse these payments for which a Proof of Claim has been filed as

soon as practicable after receipt of said payments from the Debtor.

Name of Creditor	Last Four Digits of Account Number	Estimated Monthly Payment

- 1. The Trustee will not make a partial payment. If the Debtor makes a partial Plan payment, or if it is not paid on time and the Trustee is unable to pay timely a payment due on a claim in this section, the Debtor's cure of this default must include any applicable late charges.
- 2. If a mortgagee files a notice pursuant to Fed. R. Bankr. P. 3002.1(b), the change in the conduit payment to the Trustee will not require modification of this Plan.

B. Mortgages (Including Claims Secured by Debtor's Principal Residence) and Other Direct Payments by Debtor Check One

□ None. If "None" is checked, the rest of §2.B need not be completed or reproduced.

⊠ Payments will be made by the Debtor directly to the Creditor according to the original contract terms, and without modification of those terms unless otherwise agreed to by the contracting parties. All liens survive the Plan if not avoided or paid in full under the Plan.

Name of Creditor	Description of Collateral	Last Four Digits of Account Number
Lakeview Loan Servicing, LLC	590-594 Wilson Avenue Hanover, PA 17331	9345
Nationstar Mortgage, LLC	400-404 Moul Avenue Hanover, PA 17331	3345
Nationstar Mortgage, LLC	616 Moul Avenue Hanover, PA 17331	3329
Nationstar Mortgage, LLC	875 East Walnut Street Hanover, PA 17331	8229
Select Portfolio Servicing	36 Brewster Street Hanover, PA 17331	0035
York Traditions Bank	113 Orchard Lane, Unit 14 Hanover, PA 17331	8990

C. Arrears (Including, but not limited to, Claims Secured by Debtor's Principal Residence) Check One

 \square None. If "None" is checked, the rest of §2.C need not be completed or reproduced.

⊠ The Trustee shall distribute to each Creditor set forth below the amount of arrearages in the allowed claim. If post-petition arrears are not itemized in an allowed claim, they shall be paid in the amount stated below. Unless otherwise ordered, if relief from the automatic stay is granted as to any collateral listed in this section, all payments to the Creditor as to that collateral shall cease, and the claim will no longer be provided for under §1322(b)(5) of the Bankruptcy Code:

Name of Creditor	Description of Collateral	Estimated Pre- Petition Arrears to be Cured	Estimated Post-Petition Arrears to be Cured	Estimated Total to be Paid in Plan
Lakeview Loan Servicing, LLC	590-594 Wilson Avenue Hanover, PA 17331	Debtor(s) to sell property by February 6, 2024, at which time secured creditors claim will be paid in full.	\$0.00	Debtor(s) to sell property by February 6, 2024, at which time secured creditors claim will be paid in full.
Nationstar Mortgage, LLC	400-404 Moul Avenue Hanover, PA 17331	Debtor(s) to sell property by February 6, 2024, at which time secured creditors claim will be paid in full.	\$0.00	Debtor(s) to sell property by February 6, 2024, at which time secured creditors claim will be paid in full.

		Debtor(s) to sell property by February 6,		Debtor(s) to sell property by February 6,
Nationstar Mortgage, LLC	616 Moul Avenue Hanover, PA 17331	2024, at which time secured creditors claim	\$0.00	2024, at which time secured creditors claim
		will be paid in full.	\$0.00	will be paid in full.
Nationstar Mortgage, LLC	875 East Walnut Street Hanover, PA 17331	Debtor(s) to sell property by February 6, 2024, at which time secured creditors claim will be paid in full.	\$0.00	Debtor(s) to sell property by February 6, 2024, at which time secured creditors claim will be paid in full.
Select Portfolio Servicing	36 Brewster Street Hanover, PA 17331	Debtor(s) to sell property by February 6, 2024, at which time secured creditors claim will be paid in full.	\$0.00	Debtor(s) to sell property by February 6, 2024, at which time secured creditors claim will be paid in full.
York County Tax Claim Bureau	Manor Street Hanover, PA 17331	\$4,110.52	\$0.00	\$4,110.52
York County Tax Claim Bureau	Hillside Drive Spring Grove, PA 17362	\$1,920.52	\$0.00	\$1,920.52

D. Other Secured Claims (Conduit Payments and Claims for Which a §506 Valuation is Not Acceptable, etc.) Check One

- \boxtimes None. If "None" is checked, the rest of §2.D need not be completed or reproduced.
- ☐ The claims below are secured claims for which a §506 valuation is not applicable, and can include: (1) claims that were either (a) incurred within 910 days of the petition dated and secured by a purchase money security interest in a motor vehicle acquired for the personal use of the Debtor, or (b) incurred within one year of the petition date and secured by a purchase money security interest in any other thing of value; (2) conduit payments; or (3) secured claims not provided for elsewhere.
- The allowed secured claims listed below shall be paid in full and their liens retained until the earlier
 of the payment of the underlying debt determined under nonbankruptcy law discharge under §1328
 of the Code.
- 2. In addition to payments of the allowed secured claim, present value interest pursuant to 11 U.S.C §1325(a)(5)(B)(ii) will be paid at the rate and in the amount listed below, unless an objection is raised. If an objection is raised, then the Court will determine the present value interest rate and amount at the Confirmation Hearing.
- 3. Unless otherwise ordered, if the claimant notifies the Trustee that the claim was paid, payments on the claim shall cease.

Name of Creditor	Descri	otion of Collater	al Bala	ncipal ance of laim	Interest Rate	Total to be Paid in Plan
E. Secured Claims fo	r Which a §506 Va	aluation is Applic	cable Chec	k One		
None. If "None" is checked, the rest of §2.E need not be completed or reproduced. □ Claims listed in the subsection are debts secured by property not described in §2.D of this Plan. These claims will be paid in the Plan according to modified terms, and liens retained until the earlier of the payment of the underlying debt determined under nonbankruptcy law or discharge under §1328 of the Code. The excess of the Creditor's claim will be treated as an unsecured claim. Any claim listed as "\$0.00" or "NO VALUE" in the "Modified Principal Balance" column below will be treated as an unsecured claim. The liens will be avoided or limited through the Plan or Debtor will file an adversary or other action (select method in last column). To the extent not already determined, the amount, extent or validity or the allowed secured claim for each claim listed below will be determined by the Court at the Confirmation Hearing. Unless otherwise ordered, if the claimant notifies the Trustee that the claim was paid, payments on the claim shall cease.						
Name of Creditor	Description of Collateral	Value of Collateral (Modified Principal)	Interest I	Rate	Total Payment	Plan, Adversary, or Other Action
☐ The Debtor Creditor's clair modified plan, under §1301 be	Jone" is checked, the elects to surrendern. The Debtor required the stay under 11 U terminated in all related in F	er to each Creditouests that upon co.S.C. §362(a) be to spects. Any allow	or listed be onfirmation erminated a	elow in to n of this as to the c	he collateral Plan or upon collateral only	that secures the approval of any and that the stay
Name of Cred	litor			-	of Collateral rendered	
G. <u>Lien Avoidance</u> <i>E</i> Following Lines			•			heck One of the
☒ None. If "None☐ The Debtor mov following creditors mortgages).	es to void the follow	wing judicial and/	or nonposs	essory, n	onpurchase m	-
	e of Lien Holder					
	en Description	olzat numban				
for Judicial Liens, in	on of Liened Proper					

Liened Asset Value

Sum of Senior Liens	
Exemption Claim	
Amount of Lien	
Amount Avoided	

3. PRIORITY CLAIMS

A. Administrative Claims

- 1. <u>Trustee's Fees</u>. Percentage fees payable to the Trustee will be paid at the rate fixed by the United States Trustee.
- 2. Attorney's Fees. Complete Only One of the Following Options
 - a. In addition to the retainer of \$868.00 already paid by the Debtor, the amount of \$3.632.00 in the Plan. This represents the unpaid balance of the presumptively reasonable fee specified in LBR 2016-2(c); or
 - b. \$0.00 per hour, with the hourly rate to be adjusted in accordance with the terms of the written fee agreement between Debtor and the Attorney. Payment of such lodestar compensation shall require a separate fee application with the compensation approved by the Court pursuant to LBR 2016-2(b).
- 3. Other. Other administrative claims not included in §§3.A.1 or 3.A.2 above. Check One

\boxtimes None. If "None" is checked,	the rest of §3.A.3 need not be completed or reproduced
\Box The following administrative	claims will be paid in full:

Name of	Creditor	Estimated Total Payment

B. Priority Claims (including certain Domestic Support Obligations)

Allowed unsecured claims entitled to priority under §1322(a) will be paid in full unless modified under §9

Name of Creditor	Estimated Total Payment
Internal Revenue Service	per allowed POC
PA Department of Revenue	per allowed POC
York Adams Tax Bureau	per allowed POC

C. <u>Domestic Support Obligations Assigned to or Owed to a Governmental Unit Under 11 U.S.C.</u> §507(1)(a)(B) Check *One*

oxtimes None. If None is checked, the rest of §3.C need not be completed or reproduced.
☐ The allowed priority claims listed below are based on a domestic support obligation that has been
assigned to or is owed to a governmental unit and will be paid less than the full amount of the claim. This
Plan provision requires that payments in 81 A be for a term of 60 months (see 11 U.S.C. $81322(a)(4)$)

Name of Creditor					Estimated Total Payment			
4. UNSECURED	CLAIM							
A. Claims	of Unsecured Non	priority Credi	tors Specially	Classific	ed Chec	k One		
☐ To th co-signe	. If "None" is checked extent that funds dunsecured debts, crest at the rate statisty.	are available, will be paid be	the allowed an efore other, un	nount of classified	the follo	owing unsecured ured claims. The	ne claim shall be	
Name of Creditor		Reason for Special Classification		Estimated Amount of Claim		Interest Rate	Estimated Total Payment	
	. If "None" is checollowing contracts and the contract of Contract or Lease		-	rrears in Estir		•	Assume or Reject	
Property of the ☐ Plan © ☑ Entry	PROPERTY OF T estate will vest in Confirmation of Discharge ng of Case		on: Check the	Applicab	ole Line			
\Box The	Check One Debtor will seek a d Debtor is not eligid in §1328(f).				tor has	previously recei	ved a discharge	
8. ORDER OF DI	STRUBITION							
If a pre-petition	Creditor files a sec	ured, priority or	r specifically c	lassified	claim a	fter the bar date,	the Trustee will	

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treat the claim as allowed, subject to objection by the Debtor.

		e by the Trustee in the following order:	
	Level 1:		
	Level 3:		
	Level 4:		
	Level 5:		
	Level 6:		
	Level 7:		
	Level 8:		
		est of §8 need not be completed or produced. If the above levels are not filled Plan payments will be determined by the Trustee using the following as a guide	
	Level 1: adequate protection paymed Level 2: Debtor's attorney's fees Level 3: Domestic Support Obligate Level 4: priority claims, pro rata Level 5: secured claims, pro rata Level 6: specifically classified unset Level 7: timely filed general unsecutevel 8: untimely filed general unsecutevel 9: un	ons cured claims	
9.	NONSTANDARD PLAN PROVI	SIONS	
		below or on an attachment. Any nonstandard provision placed elsewher Plan and any attachment must be filed as one document, not as a Plan an	
Dated:	11/15/2023	/s/ Paul D. Murphy-Ahles	
		Attorney for Debtor	
		/s/ Jeffrey M. Garber	

By filing this document, the Debtor, if not represented by an Attorney, or the Attorney for Debtor also certifies that this Plan contains no nonstandard provisions other than those set out in §9.

UNITED STATES BANKRUPTCY COURT MIDDLE DISTRICT OF PENNSYLVANIA

In re: Debtor(s) name(s) used by the debtor(s) in the last 8 years, including married, maiden, and trade):

Jeffrey M. Garber **Debtor 1**

Chapter 13

Case No. 1:23-BK-00249-HWV

Matter: First Amended Plan

NOTICE

Notice is hereby given that:

The Debtor(s) filed a Chapter 13 Bankruptcy Petition on **February 6, 2023**.

A hearing on the above-referenced matter has been scheduled for:

United States Bankruptcy Court Sylvia H. Rambo United States Courthouse 1501 North Sixth Street, Courtroom 8 Harrisburg, PA 17102

Date: December 20, 2023

Time: 9:30 AM

Any objection/response to the above-referenced matter must be filed and served on or before **December 13, 2023**.

Evidentiary hearings will not be conducted at the time of the Confirmation Hearing. If it is determined at the Confirmation Hearing that an evidentiary hearing is required, an evidentiary hearing will be scheduled for a future date.

A copy of the Plan is enclosed with this Notice. A copy may also be obtained from the case docket through PACER or from the Bankruptcy Clerk's Office.

Request to participate in a hearing telephonically shall be made in accordance with Local Bankruptcy Rule 9074-1(a).

Date: November 16, 2023

Paul D. Murphy-Ahles, Esquire PA ID No. 201207 DETHLEFS PYKOSH & MURPHY 2132 Market Street Camp Hill, PA 17011 (717) 975-9446 pmurphy@dplglaw.com Attorney for Debtor(s)

UNITED STATES BANKRUPTCY COURT MIDDLE DISTRICT OF PENNSYLVANIA

In re: Debtor(s) name(s) used by the debtor(s) in the last 8 years, including married, maiden, and trade):

Jeffrey M. Garber **Debtor 1**

Chapter 13

Case No. 1:23-BK-00249-HWV

Matter: First Amended Plan

CERTIFICATE OF SERVICE

I hereby certify that on Thursday, November 16, 2023, I served a true and correct copy of the **First Amended Chapter 13 Plan and Notice of Opportunity to Object and Hearing** in this proceeding via electronic means or USPS First Class Mail upon the recipients as listed in the Mailing Matrix.

/s/ Kathryn S. Greene

Kathryn S. Greene, RP®, Pa.C.P. Paralegal for Paul D. Murphy-Ahles, Esquire Label Matrix for local noticing 0314-1
Case 1:23-bk-00249-HWV
Middle District of Pennsylvania
Harrisburg
Thu Nov 16 12:12:52 EST 2023
Specialized Loan Servicing LLC
1484 Calla Parkey Suite 55 pallas, IX 75254-7685

U.S. Bankruptcy Court
Sylvia H. Banko US Court Court
1501 N. 6th Street
Harrisburg, PA 17102-1104

Lakeview Loan Servicing, LLC 4425 Ponce DeLeon Boulevard Mail Stopo MS 5-231 A E Miami, FL 33146-1837

(p) NATIONSTAR MORTGAGE LLC
PO BOX 61909PLICATE
DALLAS TX 75261-9096

PA Department of Revenue Attn: Bankruptcy Division PO Box 280496 Harrisburg, PA 17128-0946

Synchrony Bank / Lowe's Attn: Bankruptcy Department PO Box 965061 Orlando, FL 32896-5061

(p)YORK TRADITIONS BANK ATTN CHARLES A WURSTER CREDIT OFFICER 226 PAULINE DR PO BOX 3658 YORK PA 17402-0136

Paul Donald Murphy-Ahles
Dethief Pykosk & Murphy ONIC
2132 Market Street
Camp Hill, PA 17011-4706

(p)INTERNAL REVENUE SERVICE CENTRALIZED INSOLVENCY OPERATIONS PO BOX 7346 PHILADELPHIA PA 19101-7346

Specialized Loan Servicing, LLC
Robertson, Anschutz, Schneid, Crange Pa
130 Clinton Rd #202
Fairfield, NJ 07004-2927

BBVA 50 South 20th Street Birmingham, AL 35233

Lakeview Loan Servicing, LLC
c/o Nationstar Mortgage LLC
Attn: Bankruptry legartment
P.O. Box 619096
Dallas, TX 75261-9096

Nationstar Mortgage LLC
Attention: Bankruptcy Department PO Box
Dallas TX 452014 7741

(p)PNC BANK RETAIL LENDING P O BOX 94982 CLEVELAND OH 44101-4982

Specialized Loan Servicing LLC 6200 S. Cychec Street Suite 300 Greenwood Wilage, colorado 80111 4720

York Adams Tax Bureau 1405 North Duke Street PO Box 15627 York, PA 17405-0156

(p) JACK N ZAHAROPOULOS
ATTN CHAPTED 13 TRUSTER ONIC
8125 ADAMS DRIVE SUITE A
HUMMELSTOWN PA 17036-8625

Lakeview Loan Servicing, LLC
c/o Stern & Eisenberg, PC
15%1 Main Street RONIC
Suffe 200
The Shops at Valley Square
Warrington, PA 18976-3403
United States Trustee
US Courth use TRONIC
1501 N. 6th St
Harrisburg, PA 17102-1104

Internal Revenue Service

Centralized In older Cy Operation
PO Box 7346

Philadelphia, PA 19101-7346

(p) MANLEY DEAS KOCHALSKI LLC ATTN BANKRUPTCY DEPT 1555 LAKE SHORE DRIVE COLUMBUS OH 43204-3825

Nationstar Mortgage LLC d/b/a Mr. Cooper
Attn: Bankruptcy Department
P.O. 2006 6 9096
Dallas, TX 75261-9096

Robertson, Anschutz, Schneid, Crane & Partne 130 CLINTO PD # 02 A T E FAIRFIELD, NJ 07004-2927

Stern & Eisenberg, PC
The Ships D Taller Square F
1581 Main Street, Suite 200
Warrington, PA 18976-3403

York County Tax Claim Bureau 28 East Market Street York, PA 17401-1501

Jeffrey M. Garber 56 Thomas Drive Mc Sherrystown, PA 17344-1135 The preferred mailing address (p) above has been substituted for the following entity/entities as so specified by said entity/entities in a Notice of Address filed pursuant to 11 U.S.C. 342(f) and Fed.R.Bank.P. 2002 (g) (4).

IRS 1001 Liberty Avenue Suite 601C Pittsburgh, PA 15222 Manley Deas Kochalski, LLC 1555 Lake Shore Drive PO Box 165028 Columbus, OH 43216-5028 Nationstar Mortgage LLC Attention: Bankruptcy Department PO Box 619096 Dallas TX 75261-9741

(d)Nationstar Mortgage, LLC PO Box 619096 Dallas, TX 75261-9741 PNC Bank NA Bankruptcy Department PO BOX 94982 Cleveland, OH 44101

York Traditions Bank 226 Pauline Drive PO Box 3658 York, PA 17402-0136

Jack N Zaharopoulos Standing Chapter 13 (Trustee) 8125 Adams Drive, Suite A Hummelstown, PA 17036

The following recipients may be/have been bypassed for notice due to an undeliverable (u) or duplicate (d) address.

(u) NATIONSTAR MORTGAGE LLC D/B/A MR. COOPER

(u) Nationstar Mortgage LLC

(d) Lakeview Loan Servicing, LLC c/o Stern & Eisenberg, PC 1581 Main Street, Suite 200 The Shops at Valley Square Warrington, PA 18976-3403

End of Label Matrix
Mailable recipients 27
Bypassed recipients 3
Total 30